

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 9:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable James F. Thaxter, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Elaine J. Duffy, Deputy Clerk.

F029120 Pirtle v. Garcia

Cause called and argued by John Dawson, Esq., counsel for appellant and by Kent B. Seitzinger, Esq., counsel for respondent.

Submission deferred until March 29, 1999.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable James F. Thaxter, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Elaine J. Duffy, Deputy Clerk.

F029513 Zurich Insurance Company v. Gab Robins North America, Inc., et al.

Parties stipulate that (1) Ardaiz, P.J., the absent assigned justice, participate in the determination of this appeal, and (2) Ardaiz, P.J. to listen to the tape recording of oral proceedings upon his return.

Cause called, argument waived by Mark Koop, Esq., counsel for appellant; Charles Redfield, Esq., counsel for respondent argued.

Submission deferred until March 19, 1999 for Ardaiz, P.J. to listen to the tape recording of oral argument.

Court recessed until Monday, March 15, 1999 at 10:00 A.M.

F030677 People v. Zuniga

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F030154 People v. Dydra

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F030194 People v. Pena

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F031720 Valley Production Credit Association et al. v. Pantoja Labor Services, Inc. et al.

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F030484 People v. Romero

The trial court is directed to modify the judgment by removing the 2 five-year enhancements, to correct the abstract of judgment accordingly, and to so notify the appropriate authorities at the Department of Corrections. The judgment as modified is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F028920 People v. Erickson

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030740 People v. Yule

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F030404 In re Leopoldo M., a Minor

The court's true findings on the attempted voluntary manslaughter and assault with a deadly weapon offenses, and the associated enhancements, are reversed. The matter is remanded to the trial court for a new disposition hearing on the remaining charge. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030052 People v. Taylor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030962 People v. Garza

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030632 People v. Usher

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F029666 People v. Allen

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030832 People v. Smith

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F029192 People v. Watson

The judgment is reversed and the matter is remanded for a new trial, during which defendant shall be allowed to present evidence of entrapment. Upon retrial, the trial court shall instruct the jury consistent with this opinion.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030502 People v. Alvarez

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F027466 People v. Aleman

Appellant's conviction for transportation of a controlled substance is reversed. The judgment is affirmed in all other respects. Levy, J.

We concur: Stone (W.A.), Acting P.J.; Vartabedian, J.

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